IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

TUESDAY, THE 23RD OCTOBER 2007 / 1ST KARTHIKA 1929

LA.App..No. 1632 of 2002()

LAR.58/1997 of SUB COURT, PALA
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APPELLANT: RESPONDENT:

STATE OF KERALA.

BY GOVERNMENT PLEADER SMT.K.R.DEEPA

RESPONDENTS: CLAIMANT:

JOSEPH, S/O. MICHAEL,
KALATHOO PULLATTU, PUILYANNOOR.

BY ADV. SRI.JAMES KURIAN

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 23/10/2007, ALONG WITH L.A.A.NO.32/2003 THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A.No.1632 of 2002 &
L.A.A.No.32 of 2003

Dated this the 23rd day of October, 2007

JUDGMENT

Kurian Joseph,J.

These are appeals filed against L.A.R.Nos.58/1997 and 48/1997 respectively on the file of the Sub Court, Pala. The acquisition is for the purpose of widening of Ettumanoor-Erattupetta Road. It is brought to our notice that the connected cases have already been remanded by this court by judgment in L.A.A.Nos.787/2000 and 1246/2000. For parity of reasons we set aside the judgment and decree and remanded the cases to the reference court. The parties will appear before the court on 1-12-2007. We make it clear that it will be open to the parties to adduce fresh evidence.

(KURIAN JOSEPH, JUDGE)

(HARUN-UL-RASHID, JUDGE)

ahg.

KURIAN JOSEPH &
HARUN-UL-RASHID, JJ.

L.A.A.No.1632 of 2002 &
L.A.A.No.32 of 2003

JUDGMENT

23rd October, 2007